

A Regular Meeting of the Members of the Pompton Lakes Borough Municipal Utilities Authority was held at 2000 Lincoln Avenue, Pompton Lakes, New Jersey on April 15, 2024.

In accordance with the New Jersey Open Public Meetings Act, adequate notice of this meeting was provided. Letters to North Jersey Herald News, Suburban Trends, and the Administrator of Pompton Lakes, dated February 21, 2024, gave notice that the Regular Meeting of the Authority would be held at 6:00pm Monday, April 15, 2024. The meeting was held at 2000 Lincoln Avenue, Pompton Lakes, New Jersey. A notice stipulating the time and date of this meeting was also posted in a public place, to wit: 2000 Lincoln Avenue, Pompton Lakes, New Jersey.

Roll Call was as follows:

PRESENT: Kevin Carroll
Neal Galletta
Michael Longo
Lloyd Kent
Tim Troast
John Wegele (Executive Director)
Billy Doty (Superintendent)
Jeffrey M. Kassover (Attorney)
Erik DeLine Council Liaison

UPON MOTION duly made by Mr. Troast and seconded by Mr. Galletta, and upon roll call vote the minutes from the Regular Meeting held on March 20, 2024, were accepted.

Vote:

Ayes	Carroll, Galletta, Longo, Kent, Troast
Nays:	None
Absent:	None
Abstain:	None

Chairman Carroll noted that there were some employees present for the Public Portion of the meeting.

Chairman Carroll reported about the Rice notice that was given to Charles DeVore regarding the end of the 40 days of light duty at the Authority. Chairman Carroll also noted that a discussion with the commissioners will take place regarding outside employment. Chairman Carroll noted that these issues will be tabled.

Chairman Carroll read a resolution for the record regarding the State of New Jersey Cash Management Account, instructing Mrs. Read to have the authority transfer funds from Columbia and Lakeland bank accounts.

UPON MOTION duly made by Chairman Carroll and seconded by Mr. Galletta and upon roll call vote to have Mrs. Read the Authorized user to transfer funds into the State of New Jersey Cash Management Fund was accepted.

Vote:

Ayes	Carroll, Galletta, Longo, Kent, Troast
Nays:	None
Absent:	None

Chairman Carroll also reported that all commissioners will need to complete their Financial Disclosure Statements as they are due April 30, 2024.

UPON MOTION duly made by Mr. Troast and seconded by Mr. Kent, and upon roll call vote that the Chairman's report was accepted.

Vote:

Ayes	Carroll, Galletta, Longo, Kent, Troast
Nays:	None
Absent:	None

FINANCIAL OPERATIONS:

Mr. Galletta presented the following bills for approval:

Operating/Vouchers for April	\$169,221.48
Additional Expenses for March	\$211,042.46
Hospitalization for April	\$30,032.85
Operating Payroll/Gross March	\$99,032.15
Social Security for February	\$4,003.19
Meter Deposit Refund for February	<u>\$136.00</u>
TOTAL	\$513,926.13

CAPITAL:

H2M Associates Inc.	\$3,168.50
Pytz Water Supply Co., Inc.	\$4,680.00
Roberge Electric	<u>\$5,953.83</u>
TOTAL	\$16,602.83

UPON MOTION duly made by Mr. Galletta and seconded by Mr. Troast, and upon roll call vote it was certified that the funds are available and budgeted to pay these expenses and was accepted.

Vote:

Ayes	Carroll, Galletta, Longo, Kent, Troast
Nays:	None
Absent:	None

WATER OPERATIONS:

Mr. Kent submitted Mr. Doty's Water Report and reported that this March's water pumped was a little less than last March, however, still ahead from 2 or 3 years ago. Mr. Kent also reported that Spring Hydrant Flushing will begin on April 29, 2024.

UPON MOTION duly made by and seconded by Mr. Kent, and upon roll call vote that the Chairman's report was accepted.

Vote:

Ayes	Carroll, Galletta, Longo, Kent, Troast
Nays:	None
Absent:	None

WASTEWATER OPERATIONS:

Mr. Longo submitted Mr. Doty's wastewater report and inquired about Albany Sewer pump station's transfer switch failure. Due to the failure, the pump station lost power causing sewerage to back up in a home on Ringwood Avenue. Mr. Longo wanted to know if the Authority is responsible for cleaning the back up. Mr. Doty stated that the customer will need to submit a claim to their homeowner's insurance.

UPON MOTION duly made by Mr. Troast and seconded by Chairman Carroll, and upon roll call vote that the Wastewater reports were accepted.

Vote:

Ayes	Carroll, Galletta, Longo, Kent, Troast
Nays:	None
Absent:	None

EXECUTIVE DIRECTOR:

Mr. Wegele reported progress.

SUPERINTENDENT’S REPORT:

Mr. Doty reported progress. Mr. Galletta inquired about when the results will come back for the water samples that were collected at Well #3 in the direction of H2M Engineering for a water quality study. Mr. Doty stated the results should be back in two weeks. The test is not just for PFAS, it is for a number of contaminants. This will help with the type of filters for the design of the PFAS water treatment at Well #3.

UPON MOTION duly made by Chairman Carroll and seconded by Mr. Kent, and upon roll call vote that the Superintendent’s report was accepted.

Vote:

Ayes Carroll, Galletta, Longo, Kent, Troast
Nays: None
Absent: None

ATTORNEY’S REPORT:

Mr. Kassover reported he received an update from the Authority’s special council for the litigation of PFAS and when the claim forms have to be filed. Mr. Kassover stated that they are not anywhere near filing a claim. Mr. Kassover noted the proposed settlement for Dupont and now 3M corporation have been approved by the Judge however, there is a claimant that has filed an appeal. Once all appeals have been either dismissed or settled, litigations will not go forward as this process could take some time. Mr. Kassover also reported that the closing took place for 279 Ramapo Street. This property will be used to treat Dioxane in Well# 1 and 2. Mr. Kassover also confirmed there is homeowner’s insurance for 279 Ramapo Street. There was some discussion regarding if the property will be rented or not. Chairman Carroll requested to table that conversation for another date. Mr. Kassover prepared a resolution to raise water and sewer rates. The resolution was read for the record and signed by Chairman Carroll and Secretary Longo.

UPON MOTION duly made by Mr. Troast and seconded by Chairman Carroll, and upon roll call vote the resolution to raise Water and Sewer rates was accepted.

Vote:

Ayes Carroll, Galletta, Longo, Kent, Troast
Nays: None
Absent: None

UPON MOTION duly made by Chairman Carroll and seconded by Mr. Galletta, and upon roll call vote that the Attorney’s report was accepted.

Vote:

Ayes Carroll, Galletta, Longo, Kent, Troast
Nays: None
Absent: None

COUNCIL LIAISON:

Mr. DeLine reported that phase two for the paving of Lincoln Avenue will be starting soon and if the Authority would like to check any valves that need to be reset or caps that need to be replaced now would be the time to do that. Mr. DeLine stated 198-222 Wanaque Avenue presented plans for reconstruction at the last Council meeting which did not go well. Mr. DeLine also reported that 519 Ringwood Avenue/Passaic County Veterans Housing went in front of the redevelopment agency and was approved for 56 units so this project will be going forward.

CORRESPONDENCE:

Chairman Carroll presented correspondence for discussion on items 1 through 2.

UPON MOTION duly made by Mr. Troast and seconded by Mr. Kent, and upon roll call vote items 1 through 2 were accepted.

Vote:

Ayes	Carroll, Galletta, Longo, Kent, Troast
Nays:	None
Absent:	None

NEW BUSINESS:

Chairman Carroll discussed the Wastewater Treatment Plant Capacity Analysis Report stating that pending projects required 93,586 GPD (Gallons Per Day) however, the Wastewater Treatment Plant only has 36,000 GPD of uncommitted reserve capacity before these pending projects. Mr. DeLine inquired on what pending projects the Chairman is referring to. Chairman Carroll advised it is the Passaic County Property, 60 Wanaque Ave Realty LLC (Soojian), 201 Wanaque Avenue (Smith Site), Cannonball Road & Wanaque Avenue (Animal Hospital) and the Pompton Plaza. Chairman Carroll stated all these pending projects total 93,586 GPD the Pompton Plaza alone pending approval for 66,160 GPD that alone would be rejected from the NJDEP for a TWA permit. Chairman Carroll also noted that the Passaic County Property (Veterans Housing) is at 7,500 GPD and 60 Wanaque Avenue Realty LLC (Soojian) is at 5,100 GPD they are both below the TWA level and should be feasible. Chairman Carroll is suggesting sending the Pompton Plaza a notice informing them that they will not meet the TWA approval at 66,160 GPD and will need to get their GPD under 36,500 and be one of the first projects to be approved with an MUA commitment. Mr. Kassover stated he spoke with the Passaic County Property's engineer telling them to submit their application to the MUA. This will prompt a developer's agreement with a commitment in place.

UPON MOTION duly made by Mr. Troast and seconded by Chairman Carroll, and upon roll call vote a letter sent to the Pompton Plaza explaining that there are issues with capacity approval and to no longer voice they have a will serve letter from the MUA was accepted.

Vote:

Ayes	Carroll, Galletta, Longo, Kent, Troast
Nays:	None
Absent:	None

Chairman Carroll also mentioned for new business the Authority received the engineering proposal for the replacement of the lab. The proposal is approximately \$100,000. That would imply a project of \$500,000. Chairman Carroll would like to table this discussion until they know more about the costs of the projects.

UPON MOTION duly made by Mr. Troast, and seconded by Mr. Galletta, and upon roll call the members of the Pompton Lakes Municipal Utilities Authority entered Closed Session at 6:54pm.

Vote:

Ayes	Carroll, Galletta, Longo, Kent, Troast
Nays:	None
Absent:	None

RESOLUTION

CLOSED SESSION STATEMENT

Whereas Section 7 of the Open Public Meeting Act (N.J.S.A. 10:4-12) permits the exclusion of the public from a meeting in certain circumstances and.

Whereas, on April 15, 2024, this body is of the opinion that such circumstances presently exist.

Now, therefore be it resolved by the commissioners of the Borough Municipal Utilities Authority, county of Passaic, State of New Jersey, as follows:

1. That the public shall be excluded from discussion of action upon the hereinafter-specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:

To discuss personnel matters.

3. The commissioners shall release and disclose to the general public the action taken on this matter of the above-mentioned litigation when the reason for discussing and acting on the matter in closed session no longer exists, but no later than one month of the commissioners arriving at a final decision of the specific subject matter.

Approved: _____

Kevin P. Carroll, Chairman

Attest: _____

Michael Longo, Secretary

UPON MOTION duly made by Chairman and seconded by Mr. Troast, and upon roll call vote the members of the Pompton Lakes Municipal Utilities Authority entered back into Open Session at 8:35pm to authorize the Chairman to terminate the Superintendent effective April 16, 2024 with a severance agreement offered.

Vote:

Ayes	Carroll, Galletta, Longo, Kent, Troast
Nays:	None
Absent:	None

UPON MOTION duly made by Mr. Galletta and seconded by Mr. Longo, and upon roll call vote the Regular Meeting of the Pompton Lakes Municipal Utilities Authority was adjourned at 8:36pm.

Vote:

Ayes	Carroll, Galletta, Longo Kent, Troast
Nays:	None
Absent:	None

Prepared by: Mary Read

Respectfully submitted by

Michael Longo, Secretary